

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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WILLIAM FLEMING,

Plaintiff,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT, a political subdivision of the
State of Nevada, et al.,

Defendants.

Case No.: 2:11-cv-00131-RLH-VCF

ORDER

(Motion for Partial Judgment on the
Pleadings—#21)

Before the Court is Defendants Las Vegas Metropolitan Police Department (“Metro”) and the Clark County Detention Center’s (“CCDC”) **Motion for Partial Judgment on the Pleadings** (#21, filed Jan. 12, 2012) based on a failure to state a claim. The Court has also considered Plaintiff William Fleming’s Opposition (#27, filed Mar. 6). Defendants’ did not file a Reply.

Plaintiff largely does not oppose the Defendants’ motion. Specifically, Plaintiff does not oppose the dismissal of the CCDC as a party to the case, the dismissal of his causes of action under the Eighth and Fourteenth Amendments, the dismissal of his § 1983 conspiracy claim, or the dismissal of his punitive damages request as against Metro. In essence, the only thing

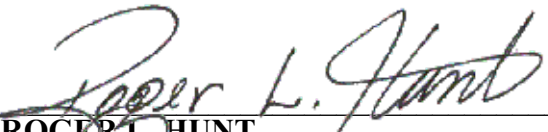
1 Plaintiff addresses is that the dismissal of his punitive damages request should only apply to Metro
2 and not the individual Defendants who did not even join this motion. Accordingly, the Court
3 grants Metro and the CCDC's motion with the understanding the dismissal of punitive damages
4 applies only to Metro and not the individual officers

5 **CONCLUSION**

6 Accordingly, and for good cause appearing,

7 IT IS HEREBY ORDERED that Defendants' Motion for Partial Judgment on the
8 Pleadings (#21) is GRANTED.

9 Dated: April 25, 2012.

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12 **ROGER L. HUNT**
13 **United States District Judge**
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